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UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

U.S. BANKRUPTCY COURT  
MARY A. SCOTT, CLERK

\*\*\*\*\*

In re:

ASSET RESOLUTION LLC

Debtor(s)

ASSET RESOLUTION LLC  
SILAR SPECIAL OPPORTUNITIES  
FUND, L.P.  
SILAR ADVISORS, L.P.

Appellant(s)

Bankruptcy No.: 09-32824-RCJ

Appeal Ref: 10-4

NOTICE OF REFERRAL OF APPEAL  
TO THE COURT OF APPEALS FOR  
THE NINTH CIRCUIT

vs

SCOTT AUGUST, SIERRA LIQUIDITY  
FUND LLC, DONNA CANGELOSI,  
LISA A. RASMUSSEN, CERTAIN  
DIRECT LENDERS, JANET CHUBB,  
ROBERT M. MILLIMET, ALEXANDER  
D. WIDELL, COUNTY OF LOS  
ANGELES TAX COLLECTION, DEBT  
ACQUISITION COMPANY OF  
AMERICA, LLC, EAGLE INVESTMENT  
PARTNERS, L.P., DEAN T. KRIBY, JR.,  
EPIQ BANKRUPTCY SOLUTIONS LLC,  
THE GARDEN CITY GROUP, KAY P  
SICKELS, G.T. LEACH BUILDERS,  
LLC, JOHN P DILLMAN, JENNINGS,  
STROUSS & SALMON, P.L.C.,  
BRADLEY J. STEVENS, KEHL FAMILY  
MEMBERS, LOUIS M. BUBALA, III,  
JONES AND VARGAS, OFFICIAL  
COMMITTEE OF UNSECURED  
CREDITORS, JAMES D. GREEN,  
NORMAN N. KINEL, PARITZ &  
COMPANY, PATRICIA PORT,  
MARTHA E. ROMERO, SMOF-A, LLC,  
SHEPPARD MULLIN RICHTER &  
HAMPTON LLP, GAYLE A. KERN,  
USACM LIQUIDATING TRUST, ROB  
CHARLES, ROB CHARLES, LEWIS  
AND ROCA, LLP

Appellee(s)

1 TO: ALL PARTIES IN APPEAL: TRACY L. KLESTADT, RANDOLPH L. HOWARD,  
2 FRANCIS B. MAJORIE, MELANIE A. ELLS, SCOTT AUGUST, SIERRA LIQUIDITY  
3 FUND LLC, DONNA CANGELOSI, LISA A. RASMUSSEN, CERTAIN DIRECT  
4 LENDERS, JANET CHUBB, ROBERT M. MILLIMET, ALEXANDER D. WIDELL,  
5 COUNTY OF LOS ANGELES TAX COLLECTION, DEBT ACQUISITION COMPANY  
6 OF AMERICA, LLC, EAGLE INVESTMENT PARTNERS, L.P., DEAN T. KRIBY, JR.,  
7 EPIQ BANKRUPTCY SOLUTIONS LLC, THE GARDEN CITY GROUP, KAY P  
8 SICKELS, G.T. LEACH BUILDERS, LLC, JOHN P DILLMAN, JENNINGS, STROUSS  
9 & SALMON, P.L.C., BRADLEY J. STEVENS, KEHL FAMILY MEMBERS, LOUIS M.  
10 BUBALA, III, JONES AND VARGAS, OFFICIAL COMMITTEE OF UNSECURED  
11 CREDITORS, JAMES D. GREEN, NORMAN N. KINEL, PARITZ & COMPANY,  
12 PATRICIA PORT, MARTHA E. ROMERO, SMOF-A, LLC, SHEPPARD MULLIN  
13 RICHTER & HAMPTON LLP, GAYLE A. KERN, USACM LIQUIDATING TRUST,  
14 ROB CHARLES, ROB CHARLES, LEWIS AND ROCA, LLP  
15

16 YOU ARE HEREBY NOTIFIED that a Notice of Appeal has been filed by ASSET  
17 RESOLUTION LLC, SILAR SPECIAL OPPORTUNITIES FUND, L.P. AND SILAR  
18 ADVISORS, L.P. with the Clerk of the Bankruptcy Court on 2/3/2010. By virtue of orders of the  
19 Judicial Council of the Ninth Circuit and the District Court for this district, the above appeal has  
20 been referred to the Court of Appeals for the Ninth Circuit.  
21

22 DATE: 2/5/2010

Mary A. Schott, CLERK

23 By:

*M. Hypno*  
24 Deputy Clerk  
25 U.S. Bankruptcy Court  
26 300 Las Vegas Blvd., So.  
Las Vegas, NV 89101

1 PARTIES:

3 APPELLANTS:

4 ASSET RESOLUTION, LLC

5 Tracy L. Klestadt

6 Ian R. Winters

7 Joseph C. Corneau

8 KLESTADT & WINTERS, LLP

9 292 Madison Avenue, 17th Floor

10 New York, New York 10017-6314

11 Katherine M. Windler

12 BRYAN CAVE LLP

13 120 Broadway, Suite 300

14 Santa Monica, California 90401-2386

15 Randolph L. Howard

16 Peter Navarro

17 Natalie M. Cox

18 KOLESAR & LEATHAM

19 3320 West Sahara Avenue, Suite 380

20 Las Vegas, Nevada 89102

21 SILAR ADVISORS, LP

22 SILAR SPECIAL OPPORTUNITIES FUND, LP:

23 Francis B. Majorie

24 THE MAJORIE FIRM, LTD.

25 3514 Cedar Springs Road

26 Dallas, Texas 75219

21 Melanie A. Ells

22 LAW OFFICE OF MELANIE ELLS

23 9345 W. Sunset Road, Suite 100

24 Las Vegas, Nevada 89148

21 U.S. TRUSTEES:

22 U.S. Trustee – LV – 11

23 300 Las Vegas Boulevard S.

24 Suite 4300

25 Las Vegas, Nevada 89101

24 William A. Leonard, Chapter 7 Trustee

25 6625 South Valley View #224

26 Las Vegas, Nevada 89118

1 Andrea B. Schwartz  
2 33 Whitehall Street, 21st Floor  
3 New York, New York 10004

4 APPELLEES AND PARTIES IN INTEREST:

5 Scott August  
6 Sierra Liquidity Fund LLC  
7 2699 White Road, Suite 225  
8 Irvine, California 92614

9 Donna Cangelosi  
10 Lisa A. Rasmussen  
11 Law Office of Lisa Rasmussen  
12 616 South 8th Street  
13 Las Vegas, Nevada 89101

14 Certain Direct Lenders  
15 Janet L. Chubb  
16 Jones Vargas  
17 100 W. Liberty Street, 12th Floor  
18 P.O. Box 281  
19 Reno, Nevada 89504

20 Robert M. Millimet  
21 Bickel & Brewer  
22 1717 Main Street, Suite 4800  
23 Dallas, Texas 75201

24 Alexander D. Widell  
25 767 Fifth Avenue, 50th Floor  
26 New York, New York 10153

County of Los Angeles Tax Collection  
Jeffery D. Patterson  
Goold Patterson Alex & Day  
4496 S. Pecos Road  
Las Vegas, Nevada 89121

Debt Acquisition Company of America, LLC  
Eagle Investment Partners, L.P.  
Dean T. Kirby, Jr.  
707 Broadway, Suite 1750  
San Diego, California 92101

1 Epiq Bankruptcy Solutions LLC  
Henry P. Baer, Jr.  
2 Latham & Watkins, LLP  
885 Third Avenue  
3 New York, New York

4 The Garden City Group  
5 Kay P. Sickels  
Associate General Counsel  
6 105 Maxess Road  
Melville, New York 11747-3827

7 G.T. Leach Builders, LLC  
8 Lisa M. Norman  
Craig E. Power  
9 Cokinos, Bosien & Young  
1221 Lamar Street, 16th Floor  
10 Houston, Texas 77010

11 Harris County  
John P. Dillman  
12 POB 3064  
Houston, Texas 77253

13 Jennings, Strouss & Salmon, P.L.C.  
14 Bradley J. Stevens  
Jennings, Strouss & Salmon, P.L.C.  
15 201 East Washington Street,  
Phoenix, Arizona 85004-2385

16  
17 Kehl Family Members  
Louis M. Bubala, III  
18 Jones Vargas  
100 W. Liberty Street, 12th Floor  
19 P.O. Box 281  
Reno, Nevada 89501

20  
21 Official Committee of Unsecured Creditors  
James D. Green  
22 Rice Silbey Reuther & Sullivan  
3960 Howard Hughes Parkway, Suite 700  
23 Las Vegas, Nevada 89109

24 Norman N. Kinel  
25 Duval & Stachenfeld, LLP  
101 Park Avenue, 11th Floor  
26 New York, New York 10178

1 Paritz & Company  
2 15 Warrne Street  
Hackensack, New Jersey 07601  
3 Morton J. Port  
POB 4505  
4 Incline Village, Nevada 89450

5 Patricia Port  
POB 4505  
6 Incline Village, Nevada 89450

7 San Bernardino County  
Martha E. Romero  
8 Romero Law Firm  
6516 Bright Avenue  
9 Whittier, California 90601

10 SMOF-A, LLC  
11 Joshua I. Divack  
Hahn & Hessen LLP  
12 488 Madison Avenue  
New York, New York 10022

13 Sheppard Mullin Richter & Hampton LLP  
14 Gayle A. Kern  
5421 Kietzke Lane, Suite 200  
15 Reno, Nevada 89511

16 USACM Liquidating Trust  
17 Rob Charles  
One South Church Avenue, Suite 700  
18 Tucson, AZ 85701-1611  
Rob Charles  
19 Lewis and Roca LLP  
3993 Howard Hughes Parkway, Suite 600  
20 Las Vegas, Nevada 89169

1 TRACY L. KLESTADT  
2 Pro Hac Vice  
3 **KLESTADT & WINTERS, LLP**  
4 292 Madison, 17<sup>th</sup> Floor  
5 New York, New York 10017  
6 Phone: 212-972-3000  
7 Fax: 212-972-2245

8 Counsel for Debtors

9 FRANCIS B. MAJORIE  
10 Pro Hac Vice  
11 **THE MAJORIE FIRM, LTD.**  
12 3514 Cedar Springs Road  
13 Dallas, Texas 75219  
14 Phone: 214-522-7400  
15 Fax: 214-522-7911

16 Counsel for Silar Advisors, LP  
17 and Silar Special Opportunities Fund, LP

RANDOLPH L. HOWARD  
Nevada Bar No. 6688  
**KOLESAR & LEATHAM, CHTD.**  
3320 Sahara Avenue, Suite 380  
Las Vegas, Nevada 89102  
Phone: 702-362-7800  
Fax: 702-362-9472

Counsel for Debtors

MELANIE A. ELLS  
Nevada Bar. No. 8796  
**LAW OFFICE OF MELANIE ELLS**  
8509 Normandy Shores  
Las Vegas, Nevada 89131  
Phone: 702-362-8500  
Fax: 702-837-5081

Counsel for Silar Advisors, LP  
and Silar Special Opportunities Fund, LP

**UNITED STATES BANKRUPTCY COURT**

**DISTRICT OF NEVADA**

IN RE:

ASSET RESOLUTION LLC,

- |                                     |                                     |
|-------------------------------------|-------------------------------------|
| <input type="checkbox"/>            | Affects this Debtor                 |
| <input checked="" type="checkbox"/> | Affects all Debtors                 |
| <input type="checkbox"/>            | Affects Bundy 2.5 Million SPE, LLC  |
| <input type="checkbox"/>            | Affects Bundy Five Million SPE, LLC |
| <input type="checkbox"/>            | Affects CFP Anchor B SPE, LLC       |
| <input type="checkbox"/>            | Affects CFP Cornman Toltec SPE, LLC |
| <input type="checkbox"/>            | Affects CFP Gess SPE LLC            |
| <input type="checkbox"/>            | Affects CFP GRAMERCY SPE, LLC       |
| <input type="checkbox"/>            | Affects Fiesta Stoneridge, LLC      |
| <input type="checkbox"/>            | Affects Fox Hills SPE, LLC          |
| <input type="checkbox"/>            | Affects HFAH Monaco SPE, LLC        |
| <input type="checkbox"/>            | Affects Huntsville SPE LLC          |
| <input type="checkbox"/>            | Affects Lake Helen Partners SPE LLC |
| <input type="checkbox"/>            | Affects Ocean Atlantic SPE LLC      |
| <input type="checkbox"/>            | Affects Shamrock SPE LLC            |
| <input type="checkbox"/>            | Affects 10-90 SPE, LLC              |

Debtors.

Case No. BK-S-09-32824-RCJ

Assigned to the Honorable Robert C. Jones

Chapter 11

Jointly Administered  
09-32831; 09-32839; 09-32843; 09-32844;  
09-32846; 09-32849; 09-32851; 09-32853;  
09-32868; 09-32873; 09-32875; 09-32878;  
09-32880; 09-32882

NOTICE OF APPEAL

Silar Advisors, LP, and Silar Special Opportunities Fund, LP (jointly and severally,

1 “Silar”) and Asset Resolution, LLC (“Asset Resolution”) and together with all other debtors in the  
2 captioned cases, solely for themselves as debtors, not as debtors in possession (jointly and  
3 severally the “Debtors”) hereby appeal to the United States Court of Appeals for the Ninth Circuit  
4 (“Ninth Circuit”) from the following order of the United States Bankruptcy Court for the District  
5 of Nevada:

6 A. Order Granting Motion for Limited Relief From Automatic Stay [Docket No. 355]  
7 entered January 28, 2009 (“Stay Order”), attached hereto as Exhibit 1;

8 B. The following Orders which are inextricably interconnected to the foregoing Stay  
9 Order:

- 10 1. Nunc Pro Tunc Order Converting Chapter 11 Cases to Chapter 7 Cases entered  
11 in the captioned cases on January 29, 2010 [Docket No. 356] (“Conversion  
12 Order”), attached hereto as Exhibit 2; and
- 13 2. Order Granting Motions to Transfer Venue entered December 9, 2009 [Docket  
14 No. 107], attached hereto as Exhibit 3, and Opinion Granting Motions to  
15 Transfer entered December 9, 2009 [Docket No. 106], attached hereto as  
16 Exhibit 4; and
- 17 3. Order Vacating Preliminary Injunction and Order Pursuant to 11 U.S.C. §§ 105  
18 and 1141 and Fed. R. Civ. P. 65 Enforcing Confirmation Order [Docket No.  
19 1634] entered on January 25, 2010 in the U.S.D.C., District of Nevada, Case  
20 No. 2:07-cv-00892-RCJ-GWF, attached hereto as Exhibit 5; and
- 21 4. Order Granting Motions to Withdraw Reference filed in the U.S.D.C., District  
22 of Nevada, Case No. 2:07-cv-892 [Docket No. 1633] (“Reference Order”); and
- 23 5. Order entered January 21, 2010 in the U.S.D.C., District of Nevada, Case No.  
24 2:07-cv-00892 [Docket No. 1630] which, among other things, terminated Asset  
25 Resolution as servicer under the Loan Servicing Agreements and denied a  
26 motion to appoint equity receiver, attached hereto as Exhibit 6.

27 Copies of the Orders being appealed are attached hereto as Exhibits 1-6. The appeal is  
28 being made to the Ninth Circuit pursuant to the District Court’s Reference Order [Docket No.



1 1633], which orders appeals from orders entered in “the above-captioned chapter 11 cases” are to  
2 be appealed directly to the Ninth Circuit Court of Appeals. A Notice of Appeal has been filed  
3 concurrently in the Bankruptcy Cases.

4 DATED: February 2, 2010.

5 **KLESTADT & WINTERS, LLP**

6  
7 By: /s/ Tracy L. Klestadt

8 Tracy L. Klestadt  
9 292 Madison, 17<sup>th</sup> Floor  
10 New York, New York 10017  
11 Phone: 212-972-3000  
12 Fax: 212-972-2245  
13 Attorneys for Debtors

14 **KOLESAR & LEATHAM, CHTD.**

15 Randolph L. Howard  
16 Nevada Bar No. 6888  
17 3320 Sahara Avenue, Suite 380  
18 Las Vegas, Nevada 89102  
19 Phone: 702-362-7800  
20 Fax: 702-362-9472  
21 Counsel for Debtors

22 **THE MAJORIE FIRM, LTD.**

23 By: /s/ Francis B. Majorie

24 Francis B. Majorie  
25 Pro Hac Vice  
26 3514 Cedar Springs Road  
27 Dallas, Texas 75219  
28 Phone: 214-522-7400  
Fax: 214-522-7911  
Counsel for Silar Advisors, LP, and  
Silar Special Opportunities Fund, LP

**LAW OFFICE OF MELANIE ELLS**

Melanie A. Ells  
Nevada Bar No. 8796  
8509 Normandy Shores  
Las Vegas, Nevada 89131  
Phone: 702-362-8500  
Fax: 702-837-5081  
Counsel for Silar Advisors, LP, and  
Silar Special Opportunities Fund, LP

Pursuant to Ninth Circuit Rule 3-2, the names of all parties to this appeal, and their addresses and telephone numbers or the names, addresses and telephone numbers of the respective attorneys are, as follows:

**APPELLANTS:**

ASSET RESOLUTION, LLC

Tracy L. Klestadt  
Ian R. Winters  
Joseph C. Corneau  
KLESTADT & WINTERS, LLP  
292 Madison Avenue, 17<sup>th</sup> Floor  
New York, New York 10017-6314  
Telephone: (212) 972-3000  
Facsimile: (212) 972-2245

Katherine M. Windler  
BRYAN CAVE LLP  
120 Broadway, Suite 300  
Santa Monica, California 90401-2386  
Telephone: (310) 576-2100  
Facsimile: (310) 576-2200

Randolph L. Howard  
Peter Navarro  
Natalie M. Cox  
KOLESAR & LEATHAM  
3320 West Sahara Avenue, Suite 380  
Las Vegas, Nevada 89102  
Telephone: (702) 362-7800  
Facsimile: (702) 362-1281

SILAR ADVISORS, LP and SILAR SPECIAL OPPORTUNITIES FUND, LP:

Francis B. Majorie  
THE MAJORIE FIRM, LTD.  
3514 Cedar Springs Road  
Dallas, Texas 75219  
Telephone: (214) 522-7400  
Facsimile: (214) 522-7400

Melanie A. Ells  
LAW OFFICE OF MELANIE ELLS  
9345 W. Sunset Road, Suite 100  
Las Vegas, Nevada 89148  
Telephone: (702) 362-8500  
Facsimile: (702) 837-5081

**U.S. TRUSTEES:**

U.S. Trustee – LV – 11  
300 Las Vegas Boulevard S.  
Suite 4300  
Las Vegas, Nevada 89101

William A. Leonard, Chapter 7 Trustee  
6625 South Valley View #224  
Las Vegas, Nevada 89118  
Telephone: (702) 262-9322

Andrea B. Schwartz  
33 Whitehall Street, 21<sup>st</sup> Floor  
New York, New York 10004

**APPELLEES AND PARTIES IN INTEREST:**

**Scott August**  
Sierra Liquidity Fund LLC  
2699 White Road, Suite 225  
Irvine, California 92614  
(949) 660-1144 ext. 17

**Donna Cangelosi**  
Lisa A. Rasmussen  
Law Office of Lisa Rasmussen  
616 South 8<sup>th</sup> Street  
Las Vegas, Nevada 89101  
(702) 471-1436  
(702) 471-6540 (fax)

**Certain Direct Lenders**  
Janet L. Chubb  
Jones Vargas  
100 W. Liberty Street, 12<sup>th</sup> Floor  
P.O. Box 281  
Reno, Nevada 89504  
(775) 786-5000  
(775) 786-1177 (fax)

Robert M. Millimet  
Bickel & Brewer  
1717 Main Street, Suite 4800  
Dallas, Texas 75201  
(214) 653-4908  
(214) 653-1014 (fax)

Alexander D. Widell  
767 Fifth Avenue, 50<sup>th</sup> Floor  
New York, New York 10153

**County of Los Angeles Tax Collection**

Jeffery D. Patterson  
Goold Patterson Alex & Day  
4496 S. Pecos Road  
Las Vegas, Nevada 89121

**Debt Acquisition Company of America, LLC**

**Eagle Investment Partners, L.P.**

Dean T. Kirby, Jr.  
707 Broadway, Suite 1750  
San Diego, California 92101  
(619) 525-1652  
(619) 525-1651 (fax)

**Epiq Bankruptcy Solutions LLC**

Henry P. Baer, Jr.  
Latham & Watkins, LLP  
885 Third Avenue  
New York, New York  
(212) 906-1200  
(212) 751-4864 (Fax)

**The Garden City Group**

Kay P. Sickels  
Associate General Counsel  
105 Maxess Road  
Melville, New York 11747-3827

**G.T. Leach Builders, LLC**

Lisa M. Norman  
Craig E. Power  
Cokinos, Bosien & Young  
1221 Lamar Street, 16<sup>th</sup> Floor  
Houston, Texas 77010  
(713) 535-5500

**Harris County**

John P. Dillman  
POB 3064  
Houston, Texas 77253  
(713) 844-3400

**Jennings, Strouss & Salmon, P.L.C.**

Bradley J. Stevens  
Jennings, Strouss & Salmon, P.L.C.  
201 East Washington Street,  
Phoenix, Arizona 85004-2385  
(602) 262-5955

**Kehl Family Members**

Louis M. Bubala, III  
Jones Vargas  
100 W. Liberty Street, 12<sup>th</sup> Floor  
P.O. Box 281  
Reno, Nevada 89501  
(775) 786-5000  
(775) 786-1177 (fax)

**Official Committee of Unsecured Creditors**

James D. Green  
Rice Silbey Reuther & Sullivan  
3960 Howard Hughes Parkway, Suite 700  
Las Vegas, Nevada 89109  
(702) 732-9099  
(702) 732-7110 (fax)

Norman N. Kinel  
Duval & Stachenfeld, LLP  
101 Park Avenue, 11th Floor  
New York, New York 10178  
(212) 883-1700

**Paritz & Company**

15 Warne Street  
Hackensack, New Jersey 07601

**Morton J. Port**

POB 4505  
Incline Village, Nevada 89450

**Patricia Port**

POB 4505  
Incline Village, Nevada 89450

**San Bernardino County**

Martha E. Romero  
Romero Law Firm  
6516 Bright Avenue  
Whittier, California 90601  
(562) 907-6800; (562) 907-6820 (fax)

**SMOF-A, LLC**

Joshua I. Divack  
Hahn & Hessen LLP  
488 Madison Avenue  
New York, New York 10022

**Sheppard Mullin Richter & Hampton LLP**

Gayle A. Kern  
5421 Kietzke Lane, Suite 200  
Reno, Nevada 89511  
(775) 324-5930  
(775) 324-6173 (fax)

**USACM Liquidating Trust**

Rob Charles  
One South Church Avenue, Suite 700  
Tucson, AZ 85701-1611

Rob Charles  
Lewis and Roca LLP  
3993 Howard Hughes Parkway, Suite 600  
Las Vegas, Nevada 89169  
(702) 949-8320  
(702) 949-8321 (fax)